

Appendix H.

(Chapter XIII., Order 22.)

FORM A.

License for the manufacture and retail sale of Intoxicating Drugs.

Be it known that the Collector of _____ hereby confers upon _____ of _____ the privilege of manufacturing and the sole privilege of selling by retail *bhāṅg* (or *gānja*, &c., *as the case may be*) in the district (or taluka, mahāl, &c.) of _____ during the term of one year commencing on the 1st August 188____, and ending on the 31st July 188____, both days inclusive; subject to the conditions hereinafter mentioned, that is to say:—

1. That he shall pay monthly in advance on the 1st day of each month, commencing on the 1st August 188____, on account of duty a sum of Rs. _____ into the Government Treasury at _____;
2. That all risks of loss from failure of seasons or from any other cause whatsoever shall be borne by him, and he shall make all payments of duty as aforesaid from time to time as they fall due, without any excuse or claim for compensation whatever;
3. That he shall keep a shop (or shops) only at the place (or places) noted in the margin or at such other places as the Collector shall from time to time sanction;
4. That he shall make his own arrangements for obtaining supplies of the intoxicating drugs which he is hereby licensed to sell; provided always that he shall not purchase the same from any person in the Presidency of Bombay who does not hold a license for the sale thereof, and that if he wishes to import or to transport or remove any intoxicating drugs he shall be subject in doing so to all the provisions of the Bombay Abkārī Act, 1878, and of the rules and orders in force thereunder;
5. That any stock of intoxicating drugs which he is hereby licensed to sell which may remain unsold in his hands on the expiration of this license on 31st July 188____, or if it should be in the meantime recalled, on its being so recalled shall, unless in the former case the licensee obtains a fresh license for the retail vend of *bhāṅg*, (*gānja*, &c., *as the case may be*) during the year then next ensuing, be the property of Government, and may be taken possession of by the Collector on 1st August 188____, or immediately upon the recall of the license, as the case may be;

6. That he will sell intoxicating drugs in virtue of this license only at the shop (or shops) hereinbefore specified and, unless with the previous written sanction of the Collector, will keep such drugs only at the said shops ;
7. That he shall from time to time submit to the Collector, for his approval, the name, age, and address of any person whom he proposes to employ at his shop (or shops), and shall forthwith dismiss from his service any person so employed on being required so to do by the Collector ;
8. That he will not sell to one and the same person on any one day any intoxicating drugs exceeding in the aggregate half an Indian seer, or 40 tolas, unless under the authority and in accordance with the terms of a special order duly made in this behalf under Section 17 of the Bombay Abkari Act ;
9. That he will not receive grain, goods, ornaments, wearing apparel or other property in barter or pawn for intoxicating drugs ;
10. That he will not open his shop (or any of his shops) or make sales therein before sunrise, that he will not keep his shop (or any of his shops) open or make sales therein after sunset, and that he will not harbour any person therein during the night.
11. That he will not permit persons of notoriously bad character to resort to his shop (or to any of his shops), that he will prevent gaming and disorderly conduct therein, and that he will give information to the nearest Magistrate or Police Officer of any suspected person who may resort to his shop (or to any of his shops) ;
12. That he shall have constantly fixed up in a conspicuous part of the front of his shop (or of each of his shops) a sign-board bearing in legible characters in the vernacular language his name and the words " licensed to sell
" ;
13. That he will keep a daily account at his shop (or at each of his shops), showing the quantities and descriptions of the drugs purchased or imported, the price paid for the same, the names of the persons from whom they are brought, the quantities and descriptions of drugs respectively manufactured and sold each day, and in the case of the drugs sold the names of the persons to whom they are sold and the prices charged for them ; and will produce the said account for inspection whenever required by the Collector or by any subordinate whom he may depute for that purpose, and will also furnish such returns and information as may from time to time be called for by the Collector ;

14. That if the Collector at any time so requires, the weights or measures used in his shop (or in any of his shops) shall be such only as may be prescribed by the Collector, and shall be tested and stamped, at his expense, at the Collector's or the Taluka Office ;
15. That he will not, without the previous written permission of the Collector, sublet, in whole or in part, the right of vend conferred upon him by this license, or admit partners into his business ;
16. That this license may be recalled by the Collector in the event of default in the punctual payment of the duty stipulated to be paid in clause 1, or of the infringement by the licensee, or by any of his servants, of any of the conditions hereof, or of any provision of the law relating to Abkari revenue or of any rule or order framed under any such law for the time being in force ;

Should this license be so recalled the right of manufacture and of retail vend for the unexpired portion of the period for which this license is granted may be again disposed of or not as the Collector thinks fit. In either case the licensee shall continue responsible for the instalments of duty stipulated for in clause 1 of this license. If the right of vend is re-disposed of, he shall receive credit for all payments of duty recovered from the new licensee up to the amount of the duty still payable by him, but shall not have any claim to the profit, if any, realized by the Government by such re-disposal.

Dated this day of

188

(Signed)



Collector.

FORM B.

License to be granted to Cultivators or Owners of Plants from which intoxicating drugs are manufactured or produced for the sale or for the manufacture and sale of intoxicating drugs, or to merchants and dealers for the wholesale sale of such drugs.

Be it known that _____ of _____ is hereby authorized by the Collector of _____ to (manufacture and) sell *bhàng* (or *gànja*, &c., *as the case may be*) by wholesale at _____ during the term of one year commencing on the 1st August 188 _____ and ending on the 31st July 188 _____, both days inclusive, subject to the conditions hereinafter mentioned, that is to say ;

1. That he shall not sell the said drug (or drugs) to any person other than a licensed wholesale or retail vendor or a licensed exporter thereof, and shall not permit the same to be transported or removed from the place of sale except under a permit duly obtained under the Bombay Abkàri Act, 1878 ;

* To be inserted only when the license is granted to a merchant or dealer for wholesale sale.

2. *That he shall not sell the said drug (or drugs) in smaller quantities than _____

3. That this license may be recalled by the Collector in the event of the infringement by the licensee, or by any of his servants or agents, of any of the conditions hereof, or of any provision of the law relating to Abkàri revenue, or of any rule or order framed under any such law for the time being in force.

Dated this _____ day of _____ 188 _____

(Signed)

Collector.



FORM C.

Counterpart Agreement to be executed by intending Licensees.

I, _____, in consideration of the Collector of _____ granting to me a license under the Bombay Abkari Act, 1878, for the wholesale (or retail) vend (and manufacture) of bhāng (or gānja, &c, as the case may be) at _____ (or in the district, or mahāl, &c., of _____) for the period of one year commencing on the 1st August 188____, and ending on the 31st July 188____, both days inclusive, do hereby agree with the said Collector as follows, viz. :—

(Here enter the various clauses of the license substituting the first for the third person.)

† And as security for the due performance by me of the conditions

† This clause to be aforesaid, I have this day deposited with the added only when a Collector the sum of Rs. _____. In deposit is made. _____ the event of my making default in any payment due by me under the conditions aforesaid, the said money may be applied by the Collector in liquidation, as far as possible, of the demand against me, the balance only, if any, being returned to me. If I duly perform all the aforesaid conditions the said money is to be returned to me.

Dated this _____ day of _____ 188____

(Signed)

Signed by the said _____
in the presence of _____

Licensee.

FORM D.

*Import Permit for Intoxicating Drugs.*

No.	No.	<i>Office of the Collector of</i>
Date	<i>Dated</i>	188 .
Name of Importer		of
Drugs to be imported.	is hereby authorized, subject to the	conditions noted on the reverse, to im-
Description. Quantity.	port at	from
		Intoxicating
Whence to be imported	Description. Quantity.	Drugs of the
Place of Import		descriptions and
Duty paid Rs.		quantities spe-
		cified in the
		margin.
Date up to which permit	This Permit, which has been granted	
will be in force	on payment by the Importer of a duty	
	of Rs. ; will be in force only	
	up to the evening of the	

Collector.

Collector.

Note—This permit and the drugs imported in virtue thereof must be presented at the time of import for examination to the
of and after import the permit must be delivered to the
of

(Any other terms which the Collector thinks fit to impose under Section 9 (c) of the Abkhari Act should be inserted here.)

FORM E.

*Export Permit for Intoxicating Drugs.*

No.

No.

Date

*Office of the Collector of**Dated*

188

Name of Exporter

of

Drugs to be exported.

is hereby authorized, subject to the
conditions noted on the reverse, to ex-
port at
to

Description.

Quantity.

Destination

Place of Export

Description. Quantity.

Intoxicating
Drugs of the
descriptions and
quantities speci-
fied in the
margin.

Duty paid Rs.

Date up to which permit
will be in force

This Permit, which has been granted
on payment by the Exporter of a duty
of Rs. , will be in force only up
to the evening of the 188 .

Collector.

Collector.

Note.—This permit and the drugs exported in virtue thereof must be presented at the time of export for examination to the _____ of _____ and after export the permit must be delivered to the _____ of _____

(Any other terms which the Collector thinks fit to impose under Section 10 (e) of the Abkari Act should be inserted here.)

FORM F.

General Permit for Transport or Removal of Intoxicating Drugs.

No.

No.

Date

Date

Name of Permit-holder

of

is hereby permitted, subject to the terms

Description of Drugs.

Description.

noted on the reverse, to remove intoxicating drugs of the descriptions noted in the margin from

Route

Period for which permit is granted :

to from time to time as he finds it necessary.* Such drugs are to be conveyed by the undermentioned route, viz. :—

commencing the

This permit will be in force for a period of commencing on the

(Signed)

(Signed)

Collector (or, &c.)

Collector (or other Abkâri Officer empowered under Section 13).

* This will be inserted only if the places between which drugs are to be conveyed are more than 10 miles apart.

Note.—Whenever any intoxicating drugs are removed under this permit, the holder thereof must present the same, together* with a receipt from _____ for the duty prescribed by Government under Section 27 of the Bombay Abkari Act, 1878, on the intoxicating drugs removed, to the undermentioned officers *en route* and obtain their signatures to the certificates beneath this :—

Removal of Drugs.			* Amount of Duty paid.	Signatures in acknowledgment of correctness.		
Date.	Description.	Quantity.		The at	The at	The at

When the period of this permit expires it must be delivered to _____

* These will be inserted only if duty is payable.

FORM G.

*Special Permit for transport or Removal
of Intoxicating Drugs.*

No.

No.

Date

Date

Name of Permit-holder

of

Purpose of removal

is hereby permitted, subject to the conditions noted on the reverse, to remove from to

Drugs referred to in
Permit.

Description. Quantity.

for the purpose of
intoxicating
drugs of the de-
scriptions and

Description. Quantity.

Route

quantities noted in the margin* by the undermentioned route, viz.,

Duty (or fee) paid Rs.

Rs. , being the amount of the duty (or fee, as the case may be) payable on account of the permit, have been paid to the undersigned.

Date up to which permit
will be in force

This permit will be in force only till the evening of the

(Signed)

(Signed)

Collector (or other Abkari

Collector (or, &c.)

Officers empowered under Section 13)

* This will be inserted only if the places between which drugs are to be conveyed are more than 10 miles apart.

Note.—When intoxicating drugs are being removed under this permit, the holder thereof must present the same to the under-mentioned officers *en route* and obtain their signatures to the certificates beneath this, and as soon as the intoxicating drugs have been conveyed to their destination deliver this permit to

Date.	Signatures in acknowledgment of correctness.					
	The	at	The	at	The	at